

PATENT

#9
1/10
YV (NE)
4-7-04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Sekaran Nanja
Assignee: Jareva Technologies, Inc.
Title: SYSTEM FOR CONFIGURATION OF DYNAMIC COMPUTING ENVIRONMENTS USING A VISUAL INTERFACE
Serial No.: 09/662,990 Filed: September 15, 2000
Examiner: Thuan N. Du Group Art Unit: 2116
Docket No.: VRT0070US

Austin, Texas
March 24, 2004

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

APR 01 2004

Technology Center 2100

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A COPENDING APPLICATION

Sir:

Petitioner, VERITAS Software Corporation, a Delaware corporation, having a place of business at 350 Ellis Street, Mountain View, California 94043 is the owner of the entire interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of copending Application No. 09/663,252. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

03/30/2004 GWORDOF1 00000097 502306 09662990

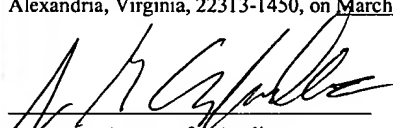
01 FC:2814

55.00 DA

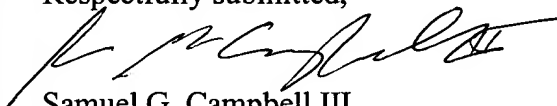
In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

In compliance with 37 C.F.R. § 1.20(d), the commissioner is authorized to charge the fee of \$55.00 to Deposit Account No. 502306 for this Terminal Disclaimer as set forth in the enclosed transmittal letter.

The undersigned represents that he is authorized to sign on behalf of Petitioner.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia, 22313-1450, on <u>March 24, 2004</u> .	
 Attorney for Applicant	<u>3/24/04</u> Date of Signature

Respectfully submitted,


Samuel G. Campbell III
Attorney for Applicant
Reg. No. 38,321
(512) 439-5084 [Phone]
(512) 439-5099 [Fax]